

REMARKS

The Examiner is thanked for review of the above identified application and the signing off on Patent Office form PTO/SB/08B (08-3) and additionally supplying Patent Office PTO-892 indicating between these forms and the application, all the art of record considered by the Examiner in finding the invention is patentable thereover.

The Examiner has rejected Claim 1-22 under 35 U.S.C. § 112, first paragraph as not being enabling. The Applicant disagrees with this assertion as the specification and examples clearly highlight the enablement of the invention. Perhaps the Examiner was concerned with claim scope. The Applicant disagrees with the Examiner's narrow construction of what is necessary to provide enablement as well as issues of claim scope. However, in the spirit of moving the application through to a speedy allowance, Claim 1 has been amended to include Claim 5 and Claim 8 therein and a reconsideration and allowance is requested. More specifically, support for this amendment can be seen from the specification as a whole and in particular lines 27-29 on page 12 of Example 1. It would be further self evident to the ordinary skilled artisan that there is interplay between between several factors not the least of which is the LHSV and temperature. As a general rule and not limited by other factors such as particle size or guard bed particle size or dimensions of the catalyst, as the LHSV rises, a temperature increase assists in lowering the concentration of aluminum. The current amendment specifies a temperature and space velocity in Claim 1 and the application as a whole teaches adjustments therefrom which entitle the Applicant to the scope of the invention as originally filed but certainly as amended.

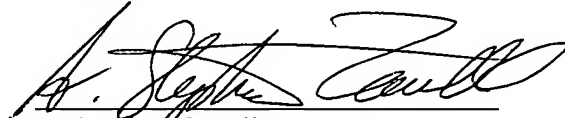
In light of these arguments a reconsideration and allowance is respectfully requested.

SUMMARY

Having argued over and against the rejection under 35 U.S.C. § 112 and supplying a three-month time extension the Examiner is respectfully requested to reconsider Claims 1-4, 6, 7, 19-22.

In the event the time extension is lost or misplaced, the Patent Office is authorized to charge Deposit Account No. 03-1620 any and all fees necessary to enter this Amendment and maintain dependency of this application.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "A. Stephen Zavell", written over a horizontal line.

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